JUN 28 2004 E

Response to Missing Parts under 37 CFR 1.52 or 1.53

PTO/SB/21 (04-04) Approved for use through 07/31/2006. OMB 0651-0031

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& much!						
TRANSMITTAL FORM  (to be used for all correspondence after initial filing)		Application Number	10/084,320			
		Filing Date	February 28, 2002			
		First Named Inventor	Joseph Cargnelli			
		Art Unit	3753			
		Examiner Name	John K. Ford			
Total Number of Pages in This Submission		Attorney Docket Number	9351-95			
ENCLOSURES (check all that apply)						
Fee Transmittal Form	☐ Drawir	ng(s)	After Allowance Communication to Technology Center (TC)			
Fee Attached	Licens	ing-related Papers	Appeal Communication to Board of Appeals and Interferences			
Amendment / Reply	Petitio	n	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			
After Final		n to Convert to a ional Application	Proprietary Information			
Affidavits/declaration(s)		of Attorney, Revocation ge of Correspondence Address	Status Letter			
	Termin	nal Disclaimer	Other Enclosure(s) (please identify below):			
Express Abandonment Request		est for Refund umber of CD(s)				
☐ Information Disclosure Statement		• •				
Certified Copy of Priority Document(s)	Rema	arks	•			
Response to Missing Parts/ Incomplete Application						

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Signature

Date

Signature

Signature

Signature

Signature

June 25, 2004

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (10-03)
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June 25, 2004

JUN 2 8 2004

## FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

1,610.00 TOTAL AMOUNT OF PAYMENT (\$)

Signature

Complete if Known					
Application Number	10/084,320	-			
Filing Date	February 28, 2002				
First Named Inventor	Joseph Cargnelli	-	33		
Examiner Name	John K. Ford				
Art Unit	3753	1	//		
Attorney Docket No.	9351-95				

WETHOD OF PATWENT (check all that apply)	FEE CALCULATION (continued)				
Check Credit card Money Other None	None 3. ADDITIONAL FEES				
Order Order	arge Entity   Small Entity				
Deposit Account:  Deposit Account  O22095	Fee Fee Fee Fee Fee Description Fee Paid Fee Paid				
Account U22U95	1051 130 2051 65 Surcharge - late filing fee or oath				
Deposit Account Bereskin & Parr	1052 50: 2052 25 Surcharge -late provisional filing fee or cover sheet				
Name The Director is authorized to: (check all that apply)	1053 130 1053 130 Non-English specification				
Charge fee(s) indicated below Credit any overpayments	1812 2,520 1812 2,520 For filing a request for ex parte reexamination				
Charge any additional fee(s) or any underpayment of fee(s)	1804 920* 1804 920* Requesting publication of SIR prior to Examiner action				
Charge fee(s) indicated below, except for the filing fee	1805 1,840* 1805 1,840* Requesting publication of SIR after				
to the above-identified deposit account.	Examiner action				
FEE CALCULATION	1251 110 2251 55 Extension for reply within first month				
1. BASIC FILING FEE	1252 420 2252 210 Extension for reply within second month				
Large Entity Small Entity	1253 950 2253 475 Extension for reply within third month				
Fee Fee Fee Fee Fee Paid Fee Fee Fee Fee Fee Fee Fee Fee Fee Fe	1254 1,480 2254 740 Extension for reply within fourth month				
1001 770 2001 385 Utility filing fee	1255 2,010 2255 1,005 Extension for reply within fifth month				
1002 340 2002 170 Design filing fee	1401 330 2401 165 Notice of Appeal				
1003 530 2003 265 Plant filing fee	1402 330 2402 165 Filing a brief in support of an appeal				
1004 770 2004 385 Reissue filing fee	1403 290 2403 145 Request for oral hearing				
1005 160 2005 80 Provisional filing fee	1451 1,510 1451 1,510 Petition to institute a public use proceeding				
The second secon	1452 110 2452 55 Petition to revive - unavoidable				
SUBTOTAL (1) (\$) 0.00	1453 1 330 2453 665 Petition to revive - unintentional				
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501-1,330   2501   665 Utility issue fee (or reissue)				
Ext <u>ra Claims below</u> Fee Paid	1502 480 2502 240 Design issue fee				
Total Claims 20 **= X = 0.00	1503 640 2503 320 Plant issue fee				
Independent Claims - 3 = X = 0.00	1460 130 1460 130 Petitions to the Commissioner				
Multiple Dependent	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)				
Large Entity   Small Entity	1806 180 1806 180 Submission of Information Disclosure Stmt				
Fee Fee Fee <u>Fee Description</u> Code (\$) Code (\$)	8021 40 8021 40 Recording each patent assignment per				
1202 18 2202 9 Claims in excess of 20	property (times number of properties)				
1201 86 2201 43 Independent claims in excess of 3	1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))				
1203 290 2203 145 Multiple dependent claim, if not paid	1810 770 2810 385 For each additional invention to be				
1204 86 2204 43 ** Reissue independent claims over original patent	examined (37 CFR 1.129(b))  1801 770 2801 385 Request for Continued Examination (RCE) 770.00				
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802 900 1802 900 Request for expedited examination of a design application				
	Other fee (specify)				
SUBTOTAL (2) (\$) 0.00 **or number previously paid, if greater; For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 1,610.00				
SUBMITTED BY (Complete (if applicable))					
Name (Print/Type) H. Samuel Frost	Registration No. 31 696 Telephone (416) 364-7311				
	(Attorney/Agent)				

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## INTELLECTUAL PROPERTY LAW

JUN 2 8 2004

Appl. No

10/084,320

Applicant

Joe Cargnelli et al. February 28, 2002

Filed Title

Apparatus for Humidification and Temperature Control of Incoming

Confirmation No.: 1996

Fuel Cell Process Gas

TC./A.U.

3753

Examiner

John K. Ford

Docket No.

9351-95

Customer No.

001059

Honorable Commissioner for Patents P. O. Box 1450 Alexandria, Virginia 22313–1450

## **AMENDMENT**

Sir:

This is in reply to the Advisory Action mailed June 2, 2204, and is accompanied with a request for a three-month extension of time along with the appropriate extension fees. Accordingly, this response is filed in a timely fashion.

The Examiner is requested to enter and consider the response filed April 30, 2004.

The extension of time fee is calculated on the difference between the fees for one and three-month extensions, as the fee for a one-month extension has already been paid.

Respectfully submitted, BERESKIN & PARK

h 2011/1/

By

H. Samuel Frost Reg. No. 31,696 Tel: 416-957-1687

Please send all correspondence to the Toronto office:

Scotia Plaza, 40 King St. West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2 Tel: 416.364.7311 Fax: 416.361.1398 2000 Argentia Rd., Plaza 4, Ste. 430, Mississauga, Ontario, Canada L5N 1W1 Tel: 905.812.3600 Fax: 905.814.0031 Waterloo Technology Campus, 408 Albert St., Ste. 2, Waterloo, Ontario, Canada N2L 3V3 Tel: 519.783.3210 Fax: 519.783.3211